



WASHINGTON STATE DEPARTMENT OF
Natural Resources

Peter Goldmark - Commissioner of Public Lands

Application for Use of State-owned Aquatic Lands

Applicant Name: Land Evolution, Inc.

County: Skagit

Water Body: Guemes Channel

Type of Authorization: Harbor Area Lease

Authorization Number: 22-081319

Term: 15 years

Description: The state is proposing to approve a lease on SOAL for Land Evolution, Inc. to construct a recreationally-oriented marina with up to 40 berths for 60-foot or larger vessels.

STATE OF WASHINGTON
DEPARTMENT OF NATURAL RESOURCES
DOUG SUTHERLAND, Commissioner of Public Lands

APPLICATION FOR AUTHORIZATION TO USE STATE-OWNED AQUATIC LANDS

**NO WORK CAN BE STARTED ON THE PROJECT AREA UNTIL A USE AUTHORIZATION
HAS BEEN GRANTED BY THE DEPARTMENT OF NATURAL RESOURCES**

I. SUBMISSION OF APPLICATION

Enclose a \$25.00 non-refundable application processing fee with the application. (This fee is not required for local, state, and other government agencies). This application form will be reviewed by the Department of Natural Resources upon receipt at the address given below. Applicants will be notified in writing if the application will be accepted for further review. However, this application may be rejected at any time before signed execution of a use authorization.

APPLICATION MUST BE FILLED OUT IN BLUE OR BLACK PEN

Please send the completed application form to your region land manager at:

Department of Natural Resources
[Region/District Address]

II. APPLICANT INFORMATION

Date of Application: 04/20/07

Authorization to be Issued To (how name is to appear in the lease document): Land Evolution, Inc.

Applicant's Representative: Jon Houghton, Pentec Environmental

Relationship to Applicant: Applicant

Address: 120 Third Ave. S, Ste 110

City: Anacortes

State: WA

Zip Code: 98221

Telephone

FOR OFFICIAL USE ONLY

Support: Application Fee Received ☒

Date: 6/12/07

Land Manager: ☒ New Application; ☐ Renewal Application;

Land Manager Initials: Ben

Land Records: New Application Number

32

Trust

25

County

29

AQR Plate No.

Notell

22-081319

TF 29-023

REGION FILE
22-081319
OLYMPIA FILE

FIELD FILE

II. APPLICANT INFORMATION cont'

Department of Revenue Tax *Registration Number (Unified Business Identifier) is Required:

Which of the following applies to Applicant (Check One and Attach written authority to sign - bylaws, power of attorney, etc):

Corporation ☐
State of Registration:Limited Partnership ☐
State of Registration:General Partnership ☐
State of Registration:Sole Proprietorship ☐Marital Community ☐
Spouse:Government Agency ☐Other ☐ (Please Explain:)Has the site use been authorized before or is it currently under lease? Yes ☐ Lease Number:No ☒ Don't Know ☐**III. LOCATION**The Body of Water on which the state property
is located:
Guemes Channel, Puget SoundCounty in which the state property is
located: Skagit

Government Lot: P31705

Section: 23

Township: 35N

Range: 01

E ☒ or W ☐

Note: A legal property survey including the legal description and other information about the property is required to obtain a use authorization. WA DNR survey requirements are attached to this form. The survey plat will be attached to the lease/easement as Exhibit A. **DO NOT HAVE THIS SURVEY CONDUCTED UNTIL YOU HAVE BEEN NOTIFIED IN WRITING THAT THE APPLICATION HAS BEEN ACCEPTED FOR PROCESSING.**

Physical description of Project Area (For example, Marsh, Tideflat adjacent to the Chehalis River, etc.):

Name of Owner(s) of Uplands, Shorelands, and/or Tidelands shoreward and adjacent to the Property: See Jarpa.

Address:

City:

State:

Zip Code:

Phone Number:

Fax Number

E-mail:

Note: Except for property located within established Harbor Areas, proof of ownership, or authorization to use the adjacent tideland, shoreland, or upland property may be required. If the applicant is the owner of the adjacent land, attach a copy of the deed.

County Parcel No(s). for adjacent properties, upland, and/or adjacent tideland properties:

IV. USE OF PROPERTY

Describe, in detail, the proposed use of the Property:

The purpose of the project is to construct a new marina to satisfy area demand for large recreational vessel moorage.

Is or will the Property be subleased to another party? Yes ☐ No ☒

If yes, submit a copy of the sublease agreement.

What are the current and past uses of the site? A Fish cannery operation.

Do you have any knowledge of contamination of the site by toxic or hazardous substances, or of past uses or practices that might have lead to contamination by such substances? Yes ☐ No ☒

If so, please explain:

Do you know if any fill material has been placed on the property in question? Yes ☐ No ☒

If yes, please explain:

V. IMPROVEMENTS

Physical improvements are structures placed on the land that cannot be removed without damage to the land. Examples of such structures include: pilings, dolphins, piers, wharves, piling-supported buildings, structures built on fill or concrete foundations, buried pipelines and cables, and support structures for bridges.

What physical improvements currently exist on the site? (Photos may be required.) See Jarpa.

If there are physical improvements currently on the site, who owns them? See Jarpa.

If there are physical improvements currently on the site, describe their condition: See Jarpa.

Which, if any, of the existing physical improvements will be removed, remodeled, or reconstructed? See Jarpa.

Describe any physical improvements that the applicant is proposing to construct on the site: See Jarpa.

Has any fill material been placed on the site? Yes ☐ No ☒

If Yes, please describe:

VI. LOCAL, STATE, AND FEDERAL REGULATORY PERMITS Copies of all Government Regulatory Permits, or Permit Waivers Are Required Before Issuance of a DNR Use Authorization. Your project may require all or some of the following.

Please include the following permit applications, permits, or waivers with the application:

JARPA (Joint Aquatic Resource Permit Application) - This one form is used to apply for all of the following individual permits:

1. **Section 10 Permit** (Required by the US Army Corps of Engineers for any work in or affecting navigable waters, e.g., floats, docks, piers, dredging, pilings, bridges, overhead power lines.)
2. **Shoreline Substantial Development, Conditional Use, Variance Permit or Exemption** (Issued by Local Government, and is required for work or activity in the 100 year flood plain, or within 200 feet of the Ordinary High Water mark of certain waters; and which included any one of the following: dumping, drilling, dredging, filling, placement or alteration of structures or any activity which substantially interferes with normal public use of the waters.)
3. **Hydraulic Project Approval** (Required by the Department of Fish and Wildlife if the project includes work that will use, divert, obstruct, or change the natural flow or bed of any fresh or salt water of the state.)
4. **Section 404 Permit** (Required by the US Army Corps of Engineers if your project will discharge or excavate any dredged or fill material waterward of the Ordinary High Water mark or the Mean Higher High Tide Line in tidal areas.)
5. **Section 401 Water Quality Certification** (Required by the Department of Ecology if a Section 404 permit is required.)

NPDES (National Pollutant Discharge Elimination System Permit) - Required by the Department of Ecology under delegated authority from the Federal Environmental Protection Agency for projects that include the discharge of fluid on or into surface water.

SEPA (State Environmental Policy Act) Checklist and Environmental Assessments - When you submit a permit application to any agency, if the project is not exempt, the lead agency will ask you to fill out an environmental checklist. Based on checklist answers and the reviewers knowledge of the project site, agency personnel will determine the types of impacts the project may have on the environment. The agency assessments may be the following forms: Determination of Nonsignificance, Determination of Significance, scoping documents, draft or final Environmental Impact Statements (EIS) or others prepared for the purpose of compliance.

Describe any habitat mitigation required by any of the permitting agencies identified above and identify where such mitigation is proposed to occur:

All answers and statements are true and correct to the best of my knowledge.

Applicant Name (please print): Jon Houghton, Pentec Envir/Jerrel C. Barto, LE, Inc.	Title: Owner
Applicant or Authorized Signature: JB/JH	Date: 4/20/07

**STATE OF WASHINGTON DEPARTMENT OF NATURAL RESOURCES
REQUIREMENTS FOR RECORDS OF SURVEY FOR LEASES AND
EASEMENTS**

Records of Survey are required for easements and leases granted by the department for:

- • County roads
- • Highways
- • Easements across high value lands
- • Easements across transition lands
- Utilities
- • Upland leases
- Communication sites
- Other grants as determined by the department based upon site specific considerations
- Drainage or irrigation easements
- Railroads
- Aquatic land uses: exemptions are provided for recreational docks and mooring buoys per RCW 79.105.430 and for those permits issued as a Right of Entry

The applicant is responsible for:

- All costs and work associated with creating, submitting, revising and recording the Record of Survey
- Submitting a preliminary Record of Survey for review and approval by the department prior to approval of the agreement.
- Recording the final Record of Survey with the county auditor's office.
- Submitting a digital copy in AutoCAD.DWG or DXF (drawing exchange format) of the final survey.
- Submitting two full size copies and one 8 1/2 X 11" copy and of the recorded survey including the auditor's recording information to the department.

A Record of Survey must:

1. Be produced by a licensed surveyor.
2. Meet the requirements of Title 58 RCW and Chapter 332-130 WAC.
3. Include the name of the applicant, the purpose of the easement or lease and the DNR easement or lease number.
4. Clearly show easement or lease boundaries with distances and directions of all boundary lines.
5. Show the easement or lease area to an accuracy of (\pm) 0.5% of the total area or (\pm) 10 square feet, whichever is greater.
6. (Not required for aquatic lands lease across the bed of Puget Sound or the Pacific Ocean) Indicate the acreage encompassed by the lease or easement within each quarter-quarter section or government lot.
7. Show distances and directions from two or more controlling corners of a recorded subdivision, recorded survey or government survey (GLO) corners.
8. Be related by meridian and coordinate to the Washington Coordinate System NAD'83(1991) by closed ties to NGS Control monuments, or the extension thereof. The designation of the control stations used shall appear on the plat.
9. Include a narrative legal description describing the servient estate (grantor's parcel) on the Record of Survey.
10. Show a detailed plan of improvements to be constructed or already existing on the easement or lease area. All improvements must be shown in sufficient detail to determine what they are used for and to ensure they are entirely within the easement area.
11. Show the location of any proposed utility.
12. (linear lease or easement) Show the lineal footage along the centerline.
13. (linear lease or easement) Show the complete alignment information and width including any necessary curve data.

A Record of Survey must (cont.):

14. (Easements or leases crossing a section line or state ownership boundary, not required for aquatic lands lease across the bed of Puget Sound or the Pacific Ocean) Provide ties to the centerline of an easement along the section or subdivision line from the nearest appropriate Public Land Survey System (PLSS) section corner, quarter section or subdivision corner, where the easement enters and leaves the section or state ownership.
15. (Easements or leases falling entirely within one section and not crossing a section line or state ownership boundary) Provide ties from both end points of the linear easement to PLSS corners or other subdivision corners shall be provided.
16. (A lease which encroaches on a previously leased site) Show the boundary for the senior lease in the vicinity of the proposed lease shall also be shown, together with ties between the two leases sufficient to determine the full extent of the encroachments.

Additional Requirements for Communication Site Leases

17. Show ties to the corners of previously monumented communication sites adjacent to, or in the immediate vicinity of the proposed communication site.
18. Show access to the site.
19. Mark the corners of the communication site, as described and granted, with substantial permanent magnetically locatable monuments. The monuments shall be in place and obviously marked on the ground after the construction of installations and improvements.
20. Show the center of any communication site tower by Washington Plane Coordinates, NAD83 (1991), or latitude and longitude having an accuracy of and showing 3 decimals of a second.
21. On all communication sites where towers or beam paths are shown, an elevation is required at the base of the tower.
22. Show the tower height, and the height of the antenna or microwave dish and any beam path used shall have the diameter and tilt thereof shown.
23. The elevation shall be derived from an established benchmark in the vicinity of the site, or an elevation designated by the Department of Natural Resources.

Additional Requirements for Aquatic Land Uses

24. The lease of aquatic lands is often subject to preference rights. Applicants and surveyors should carefully determine the direction, and show details of the proration of coves and irregular shoreline.
25. (lease sites which contain existing or proposed structures and improvements that are classified as a non water-dependent or a water oriented use as described within RCW 79.105.060 and WAC 332-30-106) Provide the square footage of each structure and improvement.
26. Where applicable, the survey of aquatic lands must show the location of the following lines for:
 - a. Tidal areas -Government meander line, the original and current locations of line of mean high tide, line of mean low tide, and line of extreme low tide. The survey must include the name of tidal bench mark(s) used or describe the alternate method employed for determining a Tidal Datum. Lease areas which contain tidelands and bedlands at a minimum must show the location of the line of extreme low tide crossing the lease area. Lease areas containing bedlands exclusively may be required to show the relationship to the line of extreme low tide and the -18 foot contour line only.

Additional Requirements for Aquatic Land Uses (cont.):

- b. Lakes – Government meander line, line of ordinary high water (original ordinary high water if the lake has experienced artificial raising or lowering of the water level), and line of ordinary low water (include source of data) and line of navigability if established.
- c. Rivers - Line of ordinary high water and line of ordinary low water (include source of data) and line of navigability if established.
- d. Lots and blocks of platted tide lands or shore lands, inner and outer harbor lines, waterway lines, street boundaries, any local construction limit lines, any dredge or fill areas, and easements of record within the lease site.
- e. All lines must be shown in sufficient detail to compute and show the area of each area of State-owned bedlands, tidelands, shore lands, harbor area, or waterways included within the proposed lease site.

Include any other data necessary for the complete understanding of the information shown on the survey. If, in the opinion of the department, such information is lacking, the survey may be rejected.

Record of Survey Revisions:

- 27. Any differences between the as-built road and the regulation plat must be reflected in a revised Record of Survey and recorded with the county by the applicant.
- 28. When any portion of the completed improvements are located outside of the granted lease site, the as-built locations must be reflected in a revised Record of Survey and legal description. In this instance, a new application for an amended lease site may be required if the as-built location creates adverse impacts. In the case of linear leases across the bed lands of the sound or the ocean, an as-built Record of Survey and a revised legal description of the linear lease must be provided.

Survey Information updated July 2002.

For additional information contact one of the following region offices:

Southeast Region

713 Bowers Rd
Ellensburg, WA 98926-9341
509-925-8510
TTY: 509-925-8527

Northeast Region

P.O. Box 190
225 S Silke Rd
Colville, WA 99114-0190
360-684-7474
TTY: 509-684-7474

Olympic Region

411 Tillicum Ln
Forks, WA 98331-9797
360-374-6131
TTY: 360-374-2819

Pacific Cascade Region

P.O. Box 280
601 Bond Rd
Castle Rock, WA 98611-0280
360-577-2025
TTY: 360-577-2025

Northwest Region

919 N Township St
Sedro-Woolley, WA 98284-9333
360-856-3500
TTY: 360-856-1371

South Puget Sound Region

950 Farman Ave N
Enumclaw, WA 98022-9282
360-825-1631
TTY: 360-825-6381

Agency Reference #:
Circulated by:
Project Tracking Number:

AGENCY USE ONLY

Date Received:
(local govt. or agency)

RPA FORM LAST UPDATED: March 19, 2007



Washington State JOINT AQUATIC RESOURCES PERMIT APPLICATION (JARPA) Form (Request for Amendment of Existing Permits)

Step 1: Get Ready	Step 2: Complete Form	Step 3: Check Work	Step 4: Copy and Send In
Go to www.epermitting.org for correct form and instructions.	Use black ink. Check correct permit boxes.	Use internet "Help" buttons to answer questions completely. Use final review checklist at www.epermitting.org .	See JARPA Contacts at www.epermitting.org for correct mailing addresses.

- ☐ Fish Habitat Enhancement Projects per RCW 77.55.181. You must submit copy of completed JARPA form and Fish Habitat Enhancement JARPA Addition to your Local Government Planning Dep't and WA Dep't of Fish and Wildlife (WDFW) Area Habitat Biologist on same day. Note for Local Governments: You must submit comments to WDFW within 15 working days.

Based on instructions at www.epermitting.org, I am sending copies of this application to the following: (check all that apply)

X Local Government for Shoreline: X Substantial Development ☐ Conditional Use ☐ Variance ☐ Exemption ☐ Revision
☐ Floodplain Management ☐ Critical Areas Ordinance

X Washington Department of Fish and Wildlife for Hydraulic Project Approval (Submit 2 copies to WDFW Region)(HPA 105699-1)

X Washington Department of Ecology for 401 Water Quality Certification (to Regional Office-Federal Permit Unit) (02SEANR-4102)

☒ Washington Department of Natural Resources for Aquatic Resources Use Authorization Notification

☒ Corps of Engineers for: ☒ permit X Section 10 permit (No. 2001200795)

☐ Coast Guard for: ☐ General Bridge Act Permit ☐ Private Aids to Navigation (for non-bridge projects)

☐ For Department of Transportation projects only: This project will be designed to meet conditions of the most current Ecology/Department of Transportation Water Quality Implementing Agreement

PROJECT TITLE: Dakota Avenue Gateway Marina (Revised project)

PROJECT DESCRIPTION: The proposed project includes the construction of a recreationally-oriented marina with up to 40 berths for 60-foot or larger vessels. See attached Revised BE for details.

SECTION A - Use for all permits covered by this application. Be sure to ALSO complete Section C (Signature Block) for all permit applications.

help 1. Mr. Jerrel C. Barto, Land Evolution, Inc.

MAILING ADDRESS

15898 Yokeko Drive, Anacortes, Washington, 98221

WORK PHONE

E-MAIL ADDRESS

HOME PHONE

FAX #

If an agent is acting for the applicant during the permit process, complete #2. Be sure agent signs Section C (Signature Block) for all permit applications

help 2. Jon Houghton, Pentec Environmental

MAILING ADDRESS

120 Third Ave. S. Suite 110 Edmonds, WA 98020

WORK PHONE

E-MAIL ADDRESS

HOME PHONE

FAX #

425-329-1150

jon@pentecenv.com

425-778-9417

help 3. Relationship of applicant to property: ☒ OWNER ☐ PURCHASER ☒ LESSEE ☐ _____
Land Evolution owns the project uplands; will lease tidelands and submerged lands from DNR.

help 4. Name, address and phone number of property owner(s) if other than applicant:

help 5. Location (street address, including city, county and zip code, where proposed activity exists or will occur)

1100 Dakota Avenue, Anacortes, Skagit County, Washington

help Local government with jurisdiction (city or county) City of Anacortes

help Waterbody you are working in Guemes Channel,
Puget Sound

help Tributary of Rosario
Strait

help WRIA #3

help Is this waterbody on the 303(d) List ☒ YES ☐ NO
If YES, what parameter(s)? Benzo(a) anthracene and
chrysene in mussel tissue.

help Shoreline designation Urban

					Zoning designadon		Light Manufacturing	
1/4 Section	Section 23	Township 35N	Range 01E	Government Lot	DNR stream type If known		Not applicable.	
Latitude and Longitude:				48 deg 30 min 46 sec N 122 deg 38 min 45 sec W		Tax Parcel Number		Skagit County P31705

reduction in the potential project impacts to eelgrass and the nearshore riparian corridor for juvenile salmonids and a reduction or no change in risk to other ESA listed species and their critical habitat.

Because of the extent of changes in project design the project BE has been revised as has the project Monitoring and Conservation Plan (MCP; Appendix E in the BE). See attached Sheets 1 through 10 and the Revised Biological Evaluation, Section 2 for detailed project description.

PREPARATION OF DRAWINGS: See sample drawings and guidance for completing the drawings. **ONE SET OF ORIGINAL OR GOOD QUALITY REPRODUCIBLE DRAWINGS MUST BE ATTACHED.** NOTE: Applicants are encouraged to submit photographs of the project site, but these DO NOT substitute for drawings. **THE CORPS OF ENGINEERS AND COAST GUARD REQUIRE DRAWINGS ON 8-1/2 X 11 INCH SHEETS. LARGER DRAWINGS MAY BE REQUIRED BY OTHER AGENCIES.**

help 7b. Describe the purpose of the proposed work and why you want or need to perform it at the site. Please explain any specific needs that have influenced the design.

The purpose of the project is to construct a new marina to satisfy area demand for large recreational vessel moorage.

help 7c. Describe the potential impacts to characteristic uses of the water body. These uses may include fish and aquatic life, water quality, water supply, recreation and aesthetics. Identify proposed actions to avoid, minimize, and mitigate detrimental impacts and provide proper protection of fish and aquatic life. Identify which guidance documents you have used. Attach a separate sheet if additional space is needed.

Potential adverse impacts of the revised marina project are detailed in the attached Revised BE, Section 4.0.

Proposed project mitigation (including avoidance and minimization) and conservation measures are detailed in the project MCP (Appendix E of the Revised BE).

help 7d. For in-water construction work, will your project be in compliance with the State of Washington water quality standards for turbidity (WAC 173.201A-410)? ☒ YES ☐ NO

help 8. Will the project be constructed in stages? ☐ YES ☒ NO

Proposed starting date: September 1, 2007

Estimated duration of activity: 2.5 years

help 9. Check if any temporary or permanent structures will be placed:

☒ Waterward of the ordinary high water mark or line for fresh or tidal waters AND/OR

☒ Waterward of the mean higher high water for tidal waters?

help 10. Will fill material (rock, fill, bulkhead, or other material) be placed:

☒ Waterward of the ordinary high water mark or line for fresh waters?

If YES, VOLUME 600 (cubic yards) / AREA ~3,000 sq ft

☒ Waterward of the mean higher high water for tidal waters?

If YES, VOLUME 600 (cubic yards) / AREA ~3,000 sq ft

As a conservation measure, approximately 600 cubic yards of rock riprap will be placed along the toe of the existing vertical bulkhead along central and western shoreline of the site. The riprap will be placed on a slope of 1.5 to 1 from approximately MLLW to +7.6 feet MLLW (Sheets 7 and 8). The placement of fill and additional riprap will occur during low tides to minimize water quality impacts. All of the seawall repair work will be done during the allowed fish window to minimize impacts on migrating juvenile salmonids.

The remaining shoreline east of the seawall is partially armored with riprap consisting of concrete rubble and large granite boulders. The riprap does not adequately protect the bank from being undermined or from sloughing above OHW. A sheet-pile bulkhead will be installed behind the existing top of bank to prevent continued erosion (Sheets 7, 9, and 10). Broken concrete rubble in the intertidal zone will be removed and replaced with a layer of rocks and cobbles consistent with the existing character of the beach (Sheet 9). Scattered 6- to 8-inch cobbles will be placed over disturbed portions of the beach to mimic the existing mixed-fine habitat type. The beach contours below about +6.0 feet MLLW will be maintained.

The existing riprap along the eastern portion of the sho more extensive. The existing riprap slope will be repaired or maintained above OHW and a habitat fill of 1.5-inch minus mixed sand and gravel will be applied across the entire riprap slope (Sheets 9 and 10). Anchored drift logs and suitable riparian vegetation will be planted along the base of the sheet-pile bulkhead.

As a conservation measure, boulders will be placed on areas of the bottom (approximately 22,000 sf) that currently lack significant macrovegetation. It is anticipated that algal growth on this substrate will more than offset losses that may result from shading of existing beds by project structures.

help 11. Will material be placed in wetlands? ☐ YES ☒ NO

If YES:

help A. Impacted area in acres:

help B. Has a delineation been completed? If YES, please submit with application. ☐ YES ☐ NO

help C. Has a wetland report been prepared? If YES, please submit with application ☐ YES ☐ NO

help D. Type and composition of fill material (e.g., sand, etc.)

help E. Material source:

help F. List all soil series (type of soil) located at the project site, and indicate if they are on the county's list of hydric soils. Soils information can be obtained from the natural Resources Conservation Service (NRCS).

help G. WILL PROPOSED ACTIVITY CAUSE FLOODING OR DRAINING OF WETLANDS? ☐ YES ☒ NO
If YES, IMPACTED AREA IS ACRES OF DRAINED WETLANDS.

NOTE: If your project will impact greater than 1/10 of an acre of wetland, submit a mitigation plan to the Corps and Ecology for approval along with the JARPA form.

NOTE: A 401 water quality certification may be required from Ecology in addition to an approved mitigation plan if your project wetland impacts are greater than 1/10 acre in size.

Please submit the JARPA form and mitigation plan to Ecology for 401 certification review.

help 12. Stormwater Compliance: This project is (or will be) designed to meet ecology's most current stormwater manual, or an Ecology approved local stormwater manual. ☒ YES ☐ NO

If YES – Which manual will your project be designed to meet? City of Anacortes

help If NO – For Clean Water Act Section 401 and 404 permits only – Please submit to Ecology for approval, along with this JARPA application, documentation that demonstrates the stormwater runoff from your project or activity will comply with the water quality standards, WAC 173.201(A)

help 13. Will excavation or dredging be required in water or wetlands? ☒ YES ☐ NO A small volume of existing rubble along the eastern shoreline will be removed before shoreline restoration. See MCP Sec. 2.2.

If YES:

A. Volume: <10 (cubic yards) /area ~2,000 sf

B. Composition of material to be removed: Broken concrete rubble and metal scrap

C. Disposal site for excavated material: Approved upland land fill

D. Method of dredging: Mechanical bucket from land based equipment

help 14. Has the State Environmental Policy Act (SEPA) been completed ☒ YES ☐ NO

SEPA Lead Agency: City of Anacortes

SEPA Decision: DNS, MDNS, EIS, Adoption, Exemption MDNS Decision Date (end of comment period)

SUBMIT A COPY OF YOUR SEPA DECISION LETTER TO WDFW AS REQUIRED FOR A COMPLETE APPLICATION

help 15. List other Applications, approvals or certifications from other federal, state or local agencies for any structures, construction discharges or other activities described in the application (i.e. preliminary plat approval, health district approval, building permit, SEPA review, federal energy regulatory commission license (FERC), Forest practices application, etc.). Also, indicate whether work has been completed and indicate all existing work on drawings. NOTE: For use with Corps Nationwide Permits, identify whether your project has or will need an NPDES permit for discharging wastewater and/or stormwater.

TYPE OF APPROVAL	ISSUING AGENCY	IDENTIFICATION NO.	DATE OF APPLICATION	DATE APPROVED	COMPLETED
CWA Sec. 10;	Corps of Engineers	2001200795		Oct. 27, 2006	
Hydraulic Project Approval	WDFW	105699-1		Aug. 21, 2006	
Water Quality Certification	Ecology	02SEANR-4102			

☐ YES ☒ NO
If YES, explain:

SECTION B - Use for Shoreline and Corps of Engineers permits only:

17a. Total cost of project. This means the fair market value of the project, including materials, labor, machine rentals, etc.
Approximately \$6,000,000

17b. If a project or any portion of a project receives funding from a federal agency, that agency is responsible for ESA consultation. Please indicate if you will receive federal funds and what federal agency is providing those funds.

FEDERAL FUNDING ☐ YES ☒ NO If YES, please list the federal agency.


18. Local government with jurisdiction: City of Anacortes


19. Provide names, addresses and telephone numbers of adjoining property owners, leasees, etc. Please note: Shoreline Management Compliance may require additional notice - consult your local government.

NAME	ADDRESS	PHONE NUMBER
Ives, Dorothy K.	2804 Oaklee Ave., Anacortes, WA 98221	
Martin, Nora	1109 Dakota Ave., Anacortes, WA 98221	
Gill, Richard P. and Terrell, Arnette T.	1110 Dakota Ave., Anacortes, WA 98221	(360) 299-0323
Lewis, Anton and Florence	3022 Oaklee Ave., Anacortes, WA 98221	(360) 293-2042
Whitmore Properties	PO Box 1624, Anacortes WA 98221	(360) 299-3421

SECTION C - This section MUST be completed for any permit covered by this application

20. Application is hereby made for a permit or permits to authorize the activities described herein. I certify that I am familiar with the information contained in this application, and that to the best of my knowledge and belief, such information is true, complete, and accurate. I further certify that I possess the authority to undertake the proposed activities. I hereby grant to the agencies to which this application is made, the right to enter the above-described location to inspect the proposed, in-progress or completed work. I agree to start work ONLY after all necessary permits have been received.

SIGNATURE OF APPLICANT  DATE 4/20/07

SIGNATURE OF AUTHORIZED AGENT  DATE 4/20/07

I HEREBY DESIGNATE Jon Houghton TO ACT AS MY AGENT IN MATTERS RELATED TO THIS APPLICATION FOR PERMIT(S). I UNDERSTAND THAT IF A FEDERAL PERMIT IS ISSUED, I MUST SIGN THE PERMIT.

SIGNATURE OF APPLICANT  DATE 4/20/07

SIGNATURE OF LANDOWNER (EXCEPT PUBLIC ENTITY LANDOWNERS, E.G. DNR) 

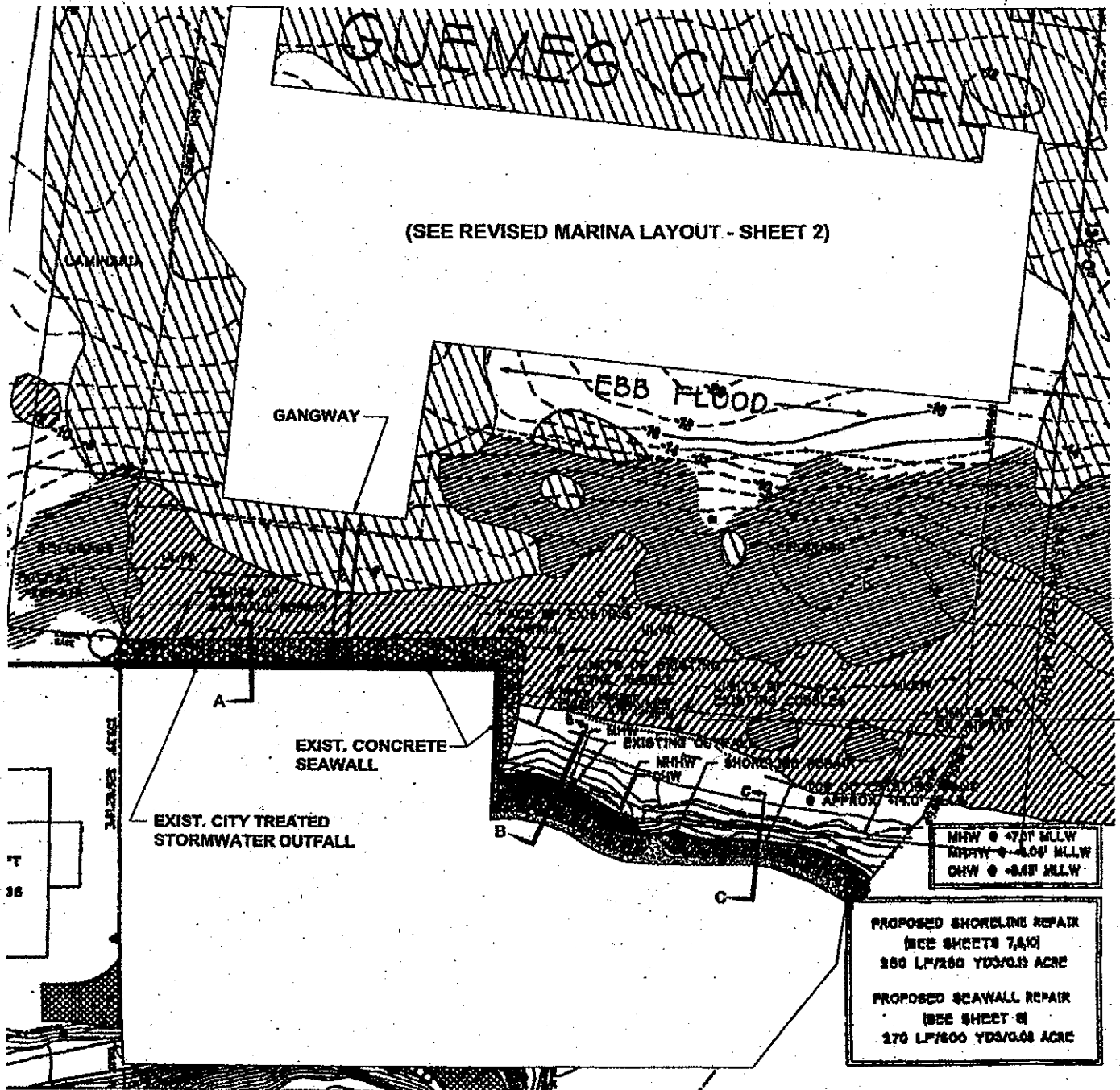
THIS APPLICATION MUST BE SIGNED BY THE APPLICANT AND THE AGENT, IF AN AUTHORIZED AGENT IS DESIGNATED.

18 U.S.C §1001 provides that: Whoever, in any manner within the jurisdiction of any department or agency of the United States knowingly falsifies, conceals, or covers up by any trick, scheme, or device a material fact or makes any false, fictitious, or fraudulent statements or representations or makes or uses any false writing or document knowing same to contain any false, fictitious, or fraudulent statement or entry, shall be fined not more than \$10,000 or imprisoned not more than 5 years or both.

COMPLETED BY LOCAL OFFICIAL

- A. Nature of the existing shoreline. (Describe type of shoreline, such as marine, stream, lake, lagoon, marsh, bog, swamp, flood plain, floodway, delta; type of beach, such as accretion, erosion, high bank, low bank, or dike; material such as sand, gravel, mud, clay, rock, riprap; and extent and type of bulkheading, if any)
- B. In the event that any of the proposed buildings or structures will exceed a height of thirty-five feet above the average grade level, indicate the approximate location of and number of residential units, existing and potential, that will have an obstructed view.
- C. If the application involves a conditional use or variance, set forth in full that portion of the master program which provides that the proposed use may be a conditional use, or, in the case of a variance, from which the variance is being sought:

These Agencies are Equal Opportunity and Affirmative Action employers.
For special accommodation needs, please contact the appropriate agency in the instructions



REVISED: APRIL 20, 2007

APPLICANT:
LAND EVOLUTION, INC.
15898 YOKEKO DRIVE
ANACORTES, WA 98221

ADJACENT PROPERTY OWNERS:

- 1) ANTON LOVRIC
- 2) DOROTHY IVES
- 3) NONA MARTIN
- 4) RICHARD GRILL
- 5) WHITMORE PROPERTIES

DATUM: M.L.L.W.

SEAWALL REPAIR
SHORELINE REPAIR

DAKOTA AVENUE
GATEWAY MARINA
1100 DAKOTA AVENUE
ANACORTES, WA 98221

SCALE: 1" = 80'-0"

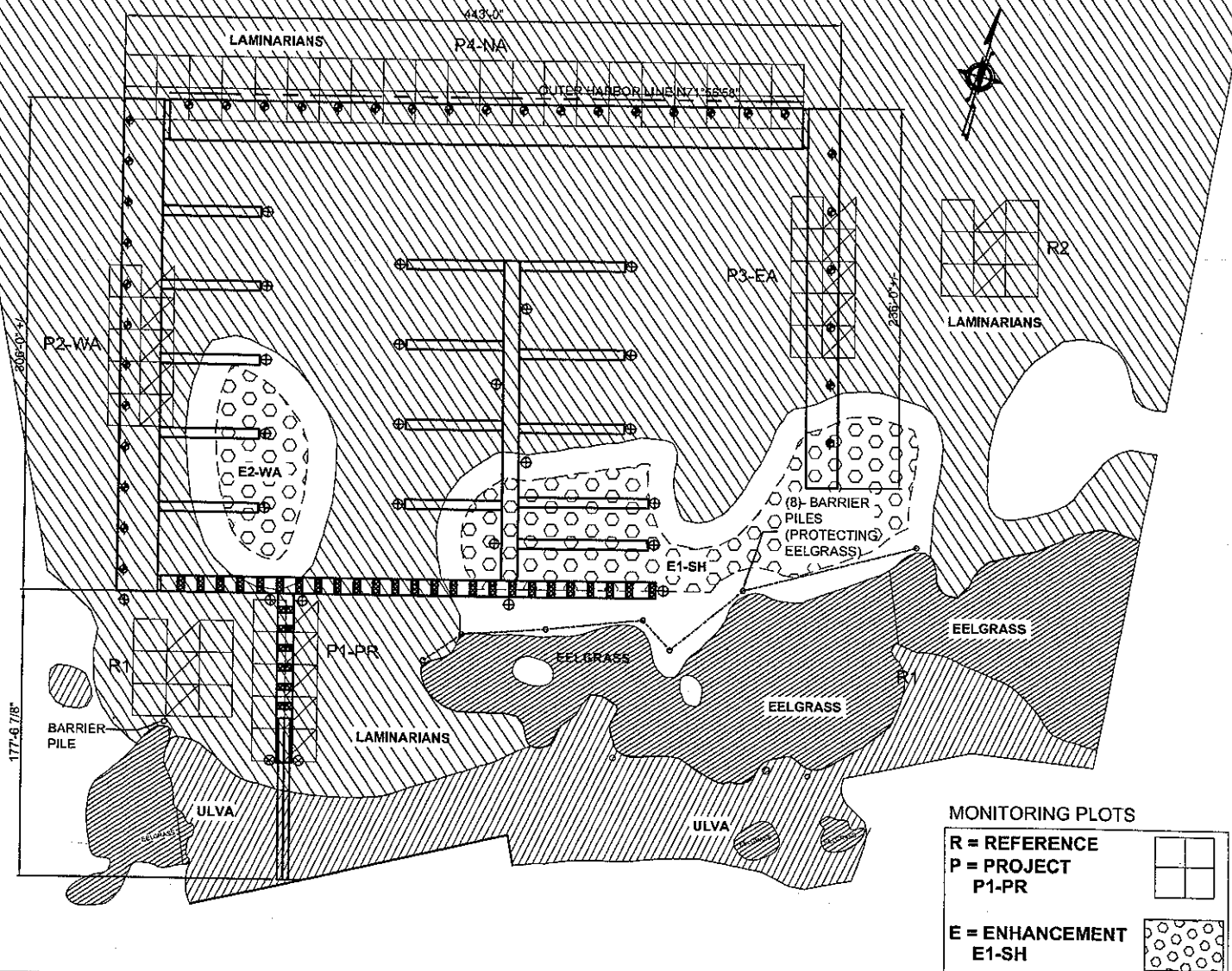
SHEET 7 OF 10

PROPOSED: 40-SLIP MARINA AND
ASSOCIATED FACILITIES
REFERENCE: 2001-2-00795
PURPOSE: RECREATIONAL MOORAGE

APPLICATION BY: LAND EVOLUTION INC.
IN: GUEMES CHANNEL
AT: ANACORTES
SKAGIT COUNTY, WA
SEC. 23, T35N, R1E, W.M.

DATE: APRIL 20, 2007

GUEMES CHANNEL



APPLICANT:
LAND EVOLUTION, INC.
15898 YOKEKO DRIVE
ANACORTES, WA 98221

ADJACENT PROPERTY OWNERS:
(1) ANTON LOVRIC
(2) DOROTHY IVES
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(4) RICHARD GRILL
(5) WHITMORE PROPERTIES

DATUM: M.L.L.W.

MONITORING AND CONSERVATION PLAN DESIGN

DAKOTA AVENUE
GATEWAY MARINA
1100 DAKOTA AVENUE
ANACORTES, WA 98221

SCALE: 1" = 100'-0"

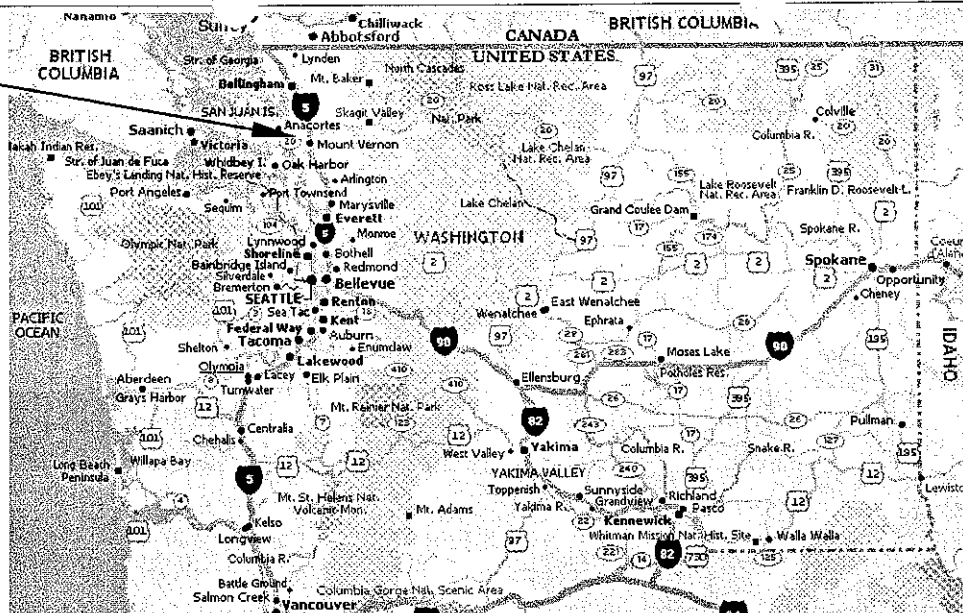
FIGURE 1

PROPOSED: 40-SLIP MARINA AND
ASSOCIATED FACILITIES
REFERENCE: 2001-2-00795
PURPOSE: RECREATIONAL MOORAGE

APPLICATION BY: LAND EVOLUTION INC.
IN: GUEMES CHANNEL
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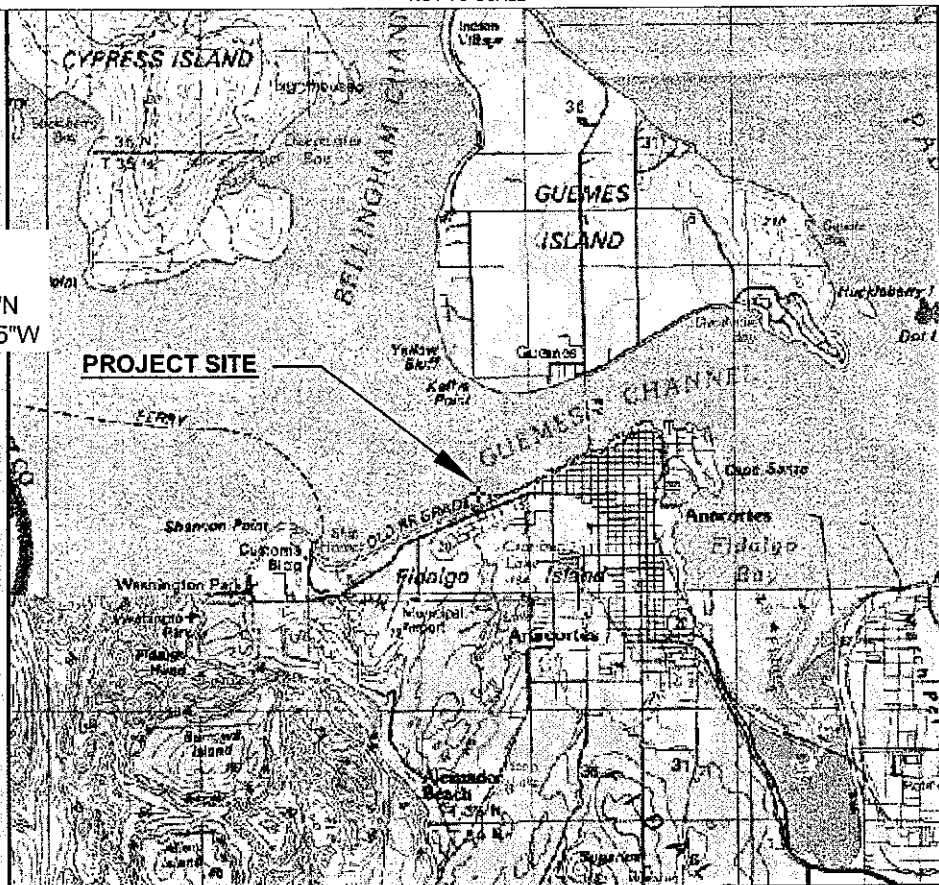
PROJECT SITE



WASHINGTON STATE

NOT TO SCALE

PROJECT SITE
 LATITUDE 48d30'46"N
 LONGITUDE 122d38'45"W



APPLICANT:
 LAND EVOLUTION, INC.
 15898 YOKEKO DRIVE
 ANACORTES, WA 98221

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DATUM: M.L.L.W.

VICINITY MAP

DAKOTA AVENUE
 GATEWAY MARINA
 1100 DAKOTA AVENUE
 ANACORTES, WA 98221

SCALE: 1" = 1 Mile

SHEET 1 OF 10

PROPOSED: 40-SLIP MARINA AND
 ASSOCIATED FACILITIES
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